

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

<b>WALLACE MONTGOMERY,</b>	)	
<b>et al.,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	<b>2:06-cv-880-WKW</b>
	)	
<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Defendant.</b>	)	

**RESPONSE TO COURT'S ORDER**

Come now the Plaintiffs in the above-styled cause and state the consolidation of this action with *Allen, et al. v. United States*, 2:06-cv-879-WKW (M.D. Ala.) is appropriate. Such consolidation, for purposes of discovery, promotes judicial economy in the handling of this matter as the injuries in question arose out of the same event.

Respectfully submitted this 5th day of December, 2006.

/s/ J. Callen Sparrow  
J. CALLEN SPARROW  
Attorney Bar Code: ASB-4515-R79J  
Attorney for the Plaintiffs  
HENINGER GARRISON DAVIS, P.C.  
2224 1st Avenue North  
Birmingham, AL 35203  
Telephone: (205)326-3336  
Facsimile: (205)326-3332  
E-mail: [jcsparrow@hgdlawfirm.com](mailto:jcsparrow@hgdlawfirm.com)

**CERTIFICATE OF SERVICE**

I hereby certify that on December 5, 2006, I electronically filed the foregoing pleading with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following parties:

Annesley H. DeGaris  
CORY WATSON CROWDER & DEGARIS, P.C.  
2131 Magnolia Avenue, Suite 200  
Birmingham, AL 35205  
E-mail: [adegaris@cwcd.com](mailto:adegaris@cwcd.com)

Conor Kells  
Trial Attorney, Torts Branch  
Civil Division  
U.S. Department of Justice  
Post Office Box 888  
Washington, DC 20004  
E-mail: [conor.kells@usdoj.gov](mailto:conor.kells@usdoj.gov)

Stephen M. Doyle  
Chief, Civil Division  
Assistant United States Attorney  
Post Office Box 197  
Montgomery, AL 36101-0197  
E-mail: [stephen.doyle@usdoj.gov](mailto:stephen.doyle@usdoj.gov)

And I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants:

Gail K. Johnson  
U.S. Department of Justice  
Torts Branch, Civil Division  
P. O. Box 888  
Washington, DC 20044

Peter D. Keisler  
Assistant Attorney General  
Civil Division  
U.S. Department of Justice  
P.O. Box 888  
Washington, DC 20044

Phyllis Jackson Pyles  
Director, Torts Branch  
Civil Division  
U.S. Department of Justice  
P.O. Box 888  
Washington, DC 20044

/s/ J. Callen Sparrow  
J. CALLEN SPARROW